IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 25th day of March, 2003

Criminal Misc. Bail Application Number 263 of 2003

Order on the Bail Application

CRIMINAL SIDE

Mukesh son of Prakash Saini, resident of village Dallawala, P.S. Manglore, District Hardwar.

……Applicant(s)

Versus

State of Uttaranchal. …….Opposite Party

Arising out of - Case Crime no.275 of 2001,
Under section 2(B)(I)(III) 6 of U.P. Gangster and Antisocial Activities (Prevention) Act, 1986,
P.S. Laksar
District Hardwar

By the Court

Hon'ble Irshad Hussain, J.

Heard learned counsel for the applicant-accused and the learned Government Advocate.

Out of two criminal cases pending against the applicant-accused he is on bail in those criminal cases. There is no previous conviction to the credit of the applicant and considering this fact, there are reasonable grounds to accept at this stage the argument that the applicant has not committed the offence and there is no likelihood of his involving himself in similar activity in future, if released on bail. Considering this aspect, in my opinion it is a fit case for bail.

Let the applicant Mukesh son of Prakash Saini, resident of village Dallawala, P.S. Manglore,, District Hardwar be released on bail in case crime no.275 of 2001, under section 2(B)(I)(III) 3 of U.P. Gangster Act, P.S. Laksar, District Hardwar on his filing a personal bond and adequate sureties to the satisfaction of Special Judge, Hardwar.

(Irshad Hussain, J.)

25.03.03./B.